

5-1-06

TED

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

1

Application Number

10/797,748

Filing Date

03/09/2004

First Named Inventor

Roger A. Acey, et al.

Art Unit

1653

Examiner Name

Robert A. Wax

Attorney Docket Number

51302-00002

ENCLOSURES (Check all that apply)☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/
Incomplete Application☐Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐

Landscape Table on CD

☐

After Allowance Communication to TC

☐Appeal Communication to Board
of Appeals and Interferences☐Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify
below):Submission of Substitute Sequence Listing;
Computer Readable disk for sequence listing;
Postage paid postcard.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Preston Gates & Ellis LLP

Signature

Printed name

Michelle S. Glasky, Ph.D.

Date

4/28/06

Reg. No.

54,124

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Maria Nadal

Typed or printed name

Date

4/28/06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

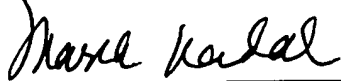
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

**EXPRESS MAIL CERTIFICATE
EV 7291888553 US**

I certify that on 4/28/06, which is the date I am signing this certificate, this correspondence and all identified attachments are being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Mail Stop Sequence, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Maria Nadal

Applicant: Roger A. Acey, et al.
Serial No.: 10/797,748
Filed: 03/09/2004
Title: METAL BINDING PROTEINS AND ASSOCIATED METHODS
Examiner: Robert A. Wax
Group Art Unit: 1653
Atty Docket No.: 51302-00002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
SUBMISSION OF SUBSTITUTE SEQUENCE LISTING**


Mail Stop Sequence
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The enclosed Substitute Sequence Listing in Computer Readable Form is submitted herein. A paper copy of the Substitute Sequence Listing and a Statement regarding Sequence Listing were faxed to the Office of Petitions along with a Petition for Withdrawal from Issue and a Request for Continued Examination on April 28, 2006.

While Applicants do not believe that any fees are associated with this submission, the Commissioner is hereby authorized to charge or any fees due or credit any amount due to Account No. 50-3207.

Date: 4/28/06


Michelle S. Glasky
Reg. No. 52,360

PRESTON GATES ELLIS LLP
1900 Main Street, Suite 600
Irvine, California 92614-7319
Telephone: (949) 253-0900
Facsimile: (949) 253-0902
Customer No. 45,200